

MINUTES

STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

BOARD OF COMMISSIONERS
APRIL 6, 1992

The Henderson County Board of Commissioners met for a regularly scheduled meeting on Monday, April 6, 1992 at 7:00 p.m. in the Commissioners' Meeting Room of the Henderson County Office Building.

Those present were: Chairman J. Michael Edney, Vice-Chairman Vollie G. Good, Commissioner William McKay, Commissioner F. Richard Baker, Commissioner Hugh D. Randall, County Manager David F. Thompson, Assistant County Manager/Finance Director David E. Nicholson, County Attorney Don H. Elkins, and Acting Clerk to the Board, Avalina B. Merrill.

Absent was Clerk to the Board, Elizabeth W. Corn.

CALL TO ORDER/WELCOME

Chairman Edney called the meeting to order and welcomed all in attendance.

PLEDGE OF ALLEGIANCE

Commissioner Good led the pledge to the American Flag.

INVOCATION

Invocation was given by Reverend Bill Dages of Covenant Presbyterian Church in Hendersonville.

REVIEW OF MINUTES

Minutes of the March 9, 1992 meeting were presented for review. One correction was noted. Mr. Good made a motion to approve the minutes. All voted in favor and the motion carried.

PUBLIC HEARING

Commissioner Baker made a motion to go into the public hearing on the proposed zoning districts for Phase II of the East Flat Rock Land Use Study Area. All voted in favor and the motion carried.

Listed below are the people who addressed the Board regarding the zoning issue:

1. Mr. Bill Ponder, 2208 Hilltop Lane, East Flat Rock spoke in favor of the proposed zoning districts.
2. Mr. Joe Green, Crestview Drive, East Flat Rock spoke as opposed to the proposed zoning districts.

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3. Ms. Hannah Edwards, 114 Ford Street, East Flat Rock spoke in favor of the proposed zoning districts.
4. Ms. Vivian Hill, 500 East King Street, East Flat Rock spoke in favor of the proposed zoning districts.
5. Ms. Ruth Stepp, 331 Allen Road, East Flat Rock spoke as opposed to the proposed zoning districts.
6. Mr. Sam Neill, 222 3rd Avenue West, Hendersonville, property owner in East Flat Rock, spoke in favor of the proposed zoning districts.
7. Mr. Victor Vere, 304 East King Street, East Flat Rock spoke in favor of the proposed zoning districts.
8. Mr. James Mabry, 300 East King Street, East Flat Rock spoke in favor of the proposed zoning districts.
9. Mr. Harry Baker, 114 Lamplighter Lane, East Flat Rock spoke in favor of the proposed zoning districts.
10. Ms. Evelyn Nichols, 107 Maplewood Drive, East Flat Rock spoke in favor of the proposed zoning districts.
11. Mr. Jack Smith, Oak Grove Road, East Flat Rock, requested that a vote be taken of the residents of the proposed zoning districts.
12. Mr. Roy Burrell, Oak Grove Road, East Flat Rock spoke as opposed to the proposed zoning districts.

No action on the proposed zoning districts was taken by the Board of Commissioners.

Commissioner Good made a motion to go out of the public hearing and return to regular session. All voted in favor and the motion carried.

PUBLIC INPUT

No one signed up to speak during public input.

DISCUSSION/ADJUSTMENT TO AGENDA

There was no discussion or adjustment to the agenda.

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3**GREEN RIVER MANAGEMENT UPDATE**

Mr. Tom McHugh, Chairman of the Green River Management Board, was present to answer questions from the Board regarding the funding request of \$950 presented at the March 25, 1992 Commissioners' meeting. Mr. McHugh explained Green River Management Board felt there was a need for a law enforcement officer to monitor the activities of the Green River from Memorial Day weekend through Labor Day. The request of \$950 would pay for one-third of the salary of that law enforcement officer. Polk County and Duke Power would pay the remainder.

The Board requested written by-laws from the Green River Management Board. Mr. McHugh explained there were no written by-laws in place but the Green River Management Board was established in May of 1981 as noted in the minutes of the Commissioners' meeting of May 26, 1981. Those minutes established that one Commissioner from Henderson County would serve on the Green River Management Board and Mr. Frank Bell a representative from the camp was appointed by the Henderson County Board of Commissioners. The Green River Management Board meets monthly in the summer and bi-monthly in the winter months.

Mr. McHugh requested the Board to replace Mr. Frank Bell, who wishes to resign from the Green River Management Board due to health reasons, with another camp representative.

Commissioner Baker made a motion to roll over the funding request of \$950 to the next Commissioners' meeting on April 15, 1992 to allow time to discuss the matter with Polk County and Duke Power and also to roll over the appointment of someone to replace Mr. Frank Bell. All voted in favor and the motion carried.

NOMINATIONS

1. Chairman Edney reminded the Board of two vacancies on the Jobs Training Partnership Act Committee. There were no nominations so those vacancies were rolled over to the meeting of April 15, 1992.

2. Chairman Edney reminded the Board of two vacancies on the Nursing Home/Domiciliary Home Advisory Committee. There were no nominations so those vacancies were rolled over to the first meeting in May of 1992 to allow nursing homes and rest homes in Henderson County to reply to the request for nominees to be received by the Board by April 25, 1992.

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SOLID WASTE HAULERS ASSOCIATION

Mr. Rocky Holbert, President of the Henderson County Solid Waste Haulers Association informed the Board that their association was formed on February 20, 1992. The association is comprised of independent business persons permitted by Henderson County to haul solid waste and their main objective is to better serve the citizens of Henderson County in dealing with the disposal of solid waste. Officers for the Solid Waste Haulers Association for 1992 were elected as follows:

Rocky Holbert, President -Owner/Operator of Holbert's Garbage Service

R. Glenn Burgess, Vice-President-Owner of Burgess Refuse Removal Service

Mary Beddingfield, Secretary/Treasurer-B & B Garbage Service

Bobby McCombs of McCombs Garbage Service and Wesley Lively of Lively's Garbage Service were elected to serve on the Board of Directors of the Solid Waste Haulers Association. Mr. Holbert asked the Henderson County Board of Commissioners to appoint one member outside of the permitted solid waste haulers to that Board of Directors to assure the association would get input from the Commissioners.

Mr. Holbert presented to the Acting Clerk a copy of the written by-laws. Chairman Edney told Mr. Holbert the Commissioners would review the by-laws and make an appointment at a future meeting.

WNC COMMUNITY DEVELOPMENT WEEK

Ms. Lucille Lyda, President of the Upward Community Club, explained to the Board that the WNC Community Development Program had over 100 volunteers who have cleaned roadsides, beauty spots and memorial lanes, sponsored recycling days and Earth Day events in an effort to preserve our environment. In celebration of those organized efforts, Ms. Lyda asked the Board to proclaim April 5-11, 1992 as WNC Community Development Week.

Commissioner McKay made a motion to adopt the resolution to proclaim April 5-11, 1992 as WNC Community Development Week. All voted in favor and the motion carried.

REQUEST FOR SPECIAL USE PERMIT-RAY LANEY-BRIGHT OAKS

Mr. Matt Matteson, County Planner, recommended that a public hearing be held on Monday, May 4, 1992 at 7:00 p.m. at the regularly scheduled Commissioners' meeting for a special use permit to be granted to Ray Laney of Bright Oaks to locate a residential apartment development on Shepherd Street.

Commissioner Good made a motion to hold the public hearing on May 4 1992 at 7:00 p.m. All voted in favor and the motion carried.

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TAX RELEASES

Chairman Edney reminded the Board of (53) tax release requests requested by Mr. Robert Baird, Henderson County Tax Assessor.

Commissioner Baker made a motion to approve the tax release requests provided all the paperwork was in order. All voted in favor and the motion carried.

TAX REFUNDS

Chairman Edney reminded the Board of (17) tax refund requests requested by Mr. Robert Baird, Henderson County Tax Assessor.

Commissioner Good made a motion to approve the tax refund requests provided all the paperwork was in order. All voted in favor and the motion carried.

ROAD PETITION

The Board reviewed a road petition for addition of Blackwell Drive to the State System.

Commissioner Baker made a motion to approve the road petition as presented. All voted in favor and the motion carried.

EXECUTIVE SESSION

Commissioner Baker made a motion to go into Executive Session as allowed under General Statute 143-118.11 to discuss the following matters:


- A. To discuss the acquisition of real property.
- B. To consult with the County Attorney to the extent that confidentiality is required.

All voted in favor and the motion carried.

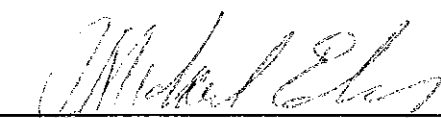
Commissioner Good made a motion to go out of Executive Session and the motion carried.

The meeting adjourned at 8:57 p.m.

ATTEST:



 Avalina B. Merrill, Acting Clerk



 J. Michael Edney, Chairman

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Name.....	RELEASES.....	Total.....	Reasons for Rel/Refunds.....
ALLEN, DENNIS B.	91A72920.01	\$29.01	PERS PROP LISTED IN BUNCOMBE CO/91
ANTONELLI, VITO L	91A75950.01	\$13.14	84 SUBARU TOTALLED JULY/90
ANTONELLI, JONI M			
BAKER, WAYNE DWIGHT	91A87722.01	\$3.77	DID NOT OWN 79 MERC 1/1/91 PER LTR
BARNETTE, WENDALL	91A79097.06	\$53.60	88 FORD DOUBLE LISTED TO #84503
BIRCHFIELD, EARL PRESTON	91A88266.07	\$65.79	91 FORD ESC LISTED IN BUNCOMBE/91
BOWLIN, TERRY LYNN	89A9234.01	\$126.39	84 MH DOUBLE LISTED TO #38496
BOWLIN, TERRY LYNN	90A9234.01	\$51.12	84 MH DOUBLE LISTED TO #38496
CAPPS, THOMAS EDISON	91A88670.01	\$35.73	86 CHEV CAV LISTED TO WRG TAXPAYER
CARTER, WILLIAM R	91A9933137	\$14.82	83 DODG DOUBLE LISTED TO #35123
CARTER, MARY			
CHASTAIN, KATHY WOODARD	91A12960.01	\$9.78	79 CHEV NOT OWNED 1-1-91;SOLD 8/90
CONNERS USED CARS	91A87034.07	\$246.40	AMENDED RETURN/ARBITRARY BILLING
CORN, JAN F	91A73452.06	\$32.77	87 FORD NOT OWNED 1-1-91;TRADED
DAVIS, GEORGE	91A17854.01	\$9.50	DID NOT OWN 73 CHEV PER 89CVD3804
DAVIS, GEORGE L	91A84757.01	\$25.35	86 FORD BILLED TO WRONG TAXPAYER
DOTSON, WILLIAM SHERMAN	91A88646.01	\$20.28	NISS TRK LISTED IN BUNCOMBE/91
EMMONS, DEE A	91A86505.01	\$44.04	89 PONT LISTED IN POLK IN '91
EVANSLEY, CURTIS E	90A9904056	\$58.50	REAL VAL CHG BY NC PTC
EVANS, DARRYL KEVIN	91A90536.07	\$17.13	83 CHEV LISTED IN BUNCOMBE/91
FREEMAN, LINDA THOMPSON	91A90607.03	\$15.96	MV DOUBLE LISTED TO #8677
GRANT, MINNIE FARR	91A0202571	\$17.40	FORECLOSED PARCEL BILLED IN ERR
HANDLER, SARA JACKSON	91A88615.01	\$17.28	86 TOYT LISTED IN BUNCOMBE CO
HARPER, CHARLES PETER	91A13103.08	\$20.14	79 (12 X 65) MH NOT OWNED 1-1-91
HARRISON, WILLIAM JAMES JR	91A89660.07	\$44.72	90 MAZD LISTED IN BUNCOMBE/91
HEATON, FRANCES HELEN BOSTON	91A88682.01	\$25.20	88 SUBARU LISTED IN ALEXANDER CO/91
HEATON, GARY E	91A21153.01.1	\$2.41	83 CLASS BT NOT OWNED 1-1-91;SOLD
HEATON, REGINA P			
HIGGINS, JIMMY	91A84580.01	\$21.01	80 TRK IMPOUNDED BY SC SHERIFF
HIPP, RICHARD	91A88775.01	\$33.11	89 NISS LISTED IN POLK FOR 91
HYDER, CLARENCE J & WIFE	91A1389.02	\$8.74	78 FORD NOT OWNED 1-1-91;TRADED
JEFFCOAT, SHELBY DEAN	91A79927.07	\$20.57	86 CHEV SOLD & TOYT LISTED BUNCOMBE
JORGENSEN, GILBERT & WIFE	91A12009.07	\$34.33	89 UT TRLR & 73 HC IN MADISON CO
KORNERSTONE HOMES CORP, ANC CO	91A9939929	\$71.91	PARCEL BILLED TO WRONG TAXPAYER
RP			
LEWIS, DALE	91A90819.07	\$15.41	82 FORD TK NOT OWNED 1-1-19;TRADED
LINEBACK, CHARLES L	91A4676.03	\$27.21	DW MH DOUBLE LISTED TO #32814
MANGES, GRACE	91A86037.01	\$12.18	74(12 X 60) DOUBLE LISTED TO #85691
MANIS, MICHAEL D	91A76972.08	\$72.11	PERS PROP LISTED IN AVERY CO/91
MANIS, THERESE T			
MORGAN, DAVID LUTHER & DIANE	89A17934.08	\$26.18	MH DOUBLE LISTED TO #7144
MORGAN, DAVID LUTHER & DIANE	91A17934.08	\$20.74	MH DOUBLE LISTED TO #7144
MORGAN, DAVID LUTHER & DIANE	90A17934.08	\$21.03	MH WAS DOUBLE LISTED TO #7144
MOSS, GLEN ROWLAND JR	91A89323.01	\$26.82	PERS PROP IN VANCE CO NOT HENDERSON
MYERS, RICKY BRIGGS	91A89330.01	\$54.52	87 BUICK LISTED IN BUNCOMBE CO
NEWBERRY, PHILIP KEITH	91A72587.01	\$97.82	PERS PROP IN MS FOR 1991
NEWBERRY, LINDA C			
NEWHALL, HOLLY B	91A88365.02	\$42.17	88 TOYT TOTALLED 11-1-90
NEWHALL, CLIFFORD E, III			
NORTH, TIMOTHY AND CAROL	91A88558.07	\$96.15	87 FORD & 88 MERC NOT OWNED 1-1-91
NOVAK, RONALD PAUL	91A89520.08	\$29.19	MV REGISTERED IN AR ON 11-30-90
NOVAK, PATRICIA			
PARK CENTRAL LIMITED	91A86653.01	\$824.33	LEASEHOLD IMPROVEMENTS OVERSTATED
D/B/A PARK DELI CAFE			
RICHARDS, DAVID LESLIE JR	91A88461.08	\$21.13	86 DODGE MOVED TO SC IN 1990
ROLLINS, SYBIL LYNNE	91A89593.06	\$46.15	88 BUICK REPOSSESSED BY FIRST CITZ
ROWE, MICH BLUNT	91A76508.01	\$19.46	74 TRAY TRLR DOUBLE LISTED TO 81055

Name.....	RELEASES.....	Total.....	Reasons for Rel/Refunds.....
STEPP, ZERETHA D	90A63965.07	\$21.40	77 MH BURNED AUGUST, 1989
TODD, OLEN WARREN	91A90632.01	\$14.06	81 OLDS SOLD 4/30/90 IN OKLAHOMA
TREJO, IRMA NG	91A90650.05	\$14.16	81 FORD NOT OWNED 1-1-91; SOLD 12/90
WELLINGTON, LAWRENCE (DUKE)	91A86030.02	\$11.81	74 TRAV TRLR DOUBLE LISTED TO 59569
WESTMORELAND, DONALD L & WIFE	91A24978.08	\$55.79	89 TOYT LISTED IN BUNCOMBE FOR 91
		=====	
		\$2,761.32	

53 records listed.

Name.....	REFUNDS.....	Total.....	Reasons for Ref/Refunds.....
BOOHER, RHONDA F.	91A7879.07	\$0.59	MV BILLED IN C04 & F05; IN C04
BOOHER, STEVEN	91A79467.01	\$5.11	69 TK & 74 CHEV NOT OWNED 1-1-91
CRAWFORD, BETTINA N	91A9904056	\$66.30	REAL VAL CHG BY NC PTC
ENSLEY, CURTIS E	89A13103.08	\$27.88	DID NOT OWN 76 (12 X 65) MH ON 1-1-89
HARPER, CHARLES PETER	90A13103.08	\$19.60	DID NOT OWN 76 (12 X 65) ON 1-1-90
HARPER, CHARLES PETER	91A3729.03	\$45.89	65 MH DOUBLE LISTED TO #68888
HEATHERLY, JOSEPH ALEXANDER JR	91A0501003	\$208.80	HOUSE NOT 100% COMPLETE 1-1-91
JONES, JANELL LYDA	90A0501003	\$185.40	HOUSE NOT 100% COMPLETE IN 1990
JONES, JANELL LYDA	91A9932155	\$115.77	REAL VAL CHG BY NC PTC
KILPATRICK, DOROTHY P	90A99339929	\$63.45	PARCEL BILLED TO WRONG TAXPAYER
KORNERSTONE HOMES CORP, ANC CO RP	91A9933246	\$19.98	BILLED ON INCORRECT ACREAGE
LAWING, ERNEST	90A9933246	\$17.82	BILLED ON INCORRECT ACREAGE
LAWING, ERNEST	91A99336085	\$54.35	88 CHEV DOUBLE LISTED ON SAME BILL
MARASCHIELLO, VICTOR ANTHONY	91A0106176	\$5.35	BILLED ON 77 OLDS; MARKED OFF ARST
MARASCHIELLO, GAYLE HELMS	91A75196.01	\$57.15	89 FORD DOUBLE LISTED TO J. JOHNSON
MORENO, NAZARIO	91A71259.08	\$61.14	MH DOUBLE LISTED TO #90970
MORENO, SHIRLEY R	91A63965.07	\$24.45	77 MH BURNED IN AUGUST 1989
PARADISE SUN			
SPEARO, RICK			
STEPP, ZERETHA D			
		\$99.03	Subtotal
		173.70	Real Val Chg by NC PTC
		<u>\$ 1,152.73</u>	Total

90A 9932155

Kilpatrick, Dorothy P

17 records listed.

*attachment
to April 6, '97*

